

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

4:21-CR-3054

vs.

ENRIQUE STEVEN ABARCA,

ORDER

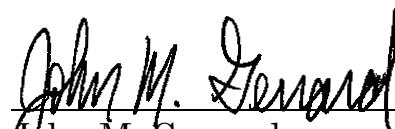
Defendant.

A motion to vacate under [28 U.S.C. § 2255](#) must "be signed under penalty of perjury by the movant or by a person authorized to sign it for the movant." *See* Rules Governing Section 2255 Proceedings for the United States District Courts R. 2(b)(5). The defendant's is not. *See* [filing 116](#) at [12](#). Accordingly,

IT IS ORDERED that the defendant's motion to extend ([filing 117](#)) is denied without prejudice to reassertion after the defendant has filed a signed motion to vacate. *See* [filing 118](#).

Dated this 10th day of July, 2024.

BY THE COURT:

  
John M. Gerrard  
Senior United States District Judge